

**ERIE COUNTY LEGISLATURE  
MEETING NO. 5  
MARCH 9, 2017**

The Legislature was called to order by Chair Mills.

All members present.

An Invocation was held, led by Mr. Mills, who requested a moment of silence.

The Pledge of Allegiance was led by Mr. Lorigo.

Item 1 – No tabled items.

Item 2 – No items for reconsideration from previous meeting.

Item 3 – MR. LORIGO moved for the approval of the minutes for Meeting Number 4 from 2017. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

Item 4 – No public hearings.

**MISCELLANEOUS RESOLUTIONS**

Item 5 – MR. BURKE presented a resolution Honoring Homicide Detective Mario T. Pratts for 32 Years of Service with the City of Buffalo Police Department.

Item 6 – MS. DIXON presented a resolution Congratulating Jeff Wilson on Being Named the 2017 Saint Patrick's Day Parade Grand Marshal and His Contributions to the United Irish American Association and the Community.

Item 7 – MS. MILLER-WILLIAMS, MS. GRANT & MS. DIXON presented a resolution Celebrating March 2017 as Women's History Month.

MR. LORIGO moved for consideration of the above three items. MR. RATH seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO moved to amend the above three items to include Et Al sponsorship. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO moved for approval of the above three items as amended. MR. RATH seconded.

CARRIED UNANIMOUSLY.

**LOCAL LAWS**

Item 8 – CHAIR MILLS directed that Local Law No. 4 (Print #2) 2016 remain on the table and in the HEALTH & HUMAN SERVICES COMMITTEE.

GRANTED.

Item 9 – CHAIR MILLS directed that Local Law No. 7 (Print #1) 2016 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 10 – CHAIR MILLS directed that Local Law No. 8 (Print #1) 2016 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 11 – CHAIR MILLS directed that Local Law No. 10 (Print #1) 2016 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 12 – CHAIR MILLS directed that Local Law No. 14 (Print #1) 2016 remain on the table and in the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

Item 13 – CHAIR MILLS directed that Local Law No. 17 (Print #1) 2016 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 14 – CHAIR MILLS directed that Local Law No. 18 (Print #1) 2016 remain on the table and in the PUBLIC SAFETY COMMITTEE.

GRANTED.

Item 15 – CHAIR MILLS directed that Local Law No. 19 (Print #1) 2016 remain on the table and in the ECONOMIC DEVELOPMENT COMMITTEE.

GRANTED.

Item 16 – CHAIR MILLS directed that Local Law No. 20 (Print #1) 2016 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 17 – CHAIR MILLS directed that Local Law No. 1 (Print #1) 2017 remain on the table and in the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

Item 18 – CHAIR MILLS directed that Local Law No. 3 (Print #1) 2017 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 19 – CHAIR MILLS directed that Local Law No. 3 (Print #2) 2017 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 20 – CHAIR MILLS directed that Local Law No. 4 (Print #1) 2017 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

**COMMITTEE REPORTS**

Item 21 – MS. DIXON presented the following report and moved for immediate consideration and approval. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 38

March 2, 2017	HEALTH & HUMAN SERVICES COMMITTEE REPORT NO. 4
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ALL MEMBERS PRESENT.

1. COMM. 4E-10 (2017)  
**COUNTY EXECUTIVE**

RESOLVED, the Erie County Legislature hereby confirms the appointment, on the recommendation of the County Executive, of the following individuals to serve on the Erie County Community Coordinating Council on Children and Families for a term that will expire January 31, 2019:

Appointment

Reverend Mark E. Blue	Larry H. Cook	Ulysses O. Wingo Sr.
Buffalo NAACP	Oishei Foundation	Masten District Common Council Member

395 E Ferry St  
Buffalo, NY 14208

796 Exchange St, Ste 510  
Buffalo, NY 14210

1414 City Hall  
Buffalo, NY 14202

Aimee L. Neri, LMSW  
8th Judicial District Liaison  
Child Welfare Court Improvement Project  
92 Franklin St, Ste 300  
Buffalo, NY 14202

Reappointment

Robert Bennett  
NYS Board of Regents  
201 Millwood Ln  
Tonawanda, NY 14150

Jack F. Coyne, MD  
1215 Backus Rd  
Derby, NY 14047

Amber Dixon  
Buffalo Center for Arts Technology  
1221 Main St  
Buffalo, NY 14209

David Rust  
Say Yes Buffalo  
712 Min St  
Buffalo, NY 14202

Emily Nelson-Gerken  
Erie County Sheriff's Office  
45 Elm St  
Buffalo, NY 14202

Nancy J. Smyth, PhD, LCSW  
School of Social Work  
University at Buffalo  
685 Baldy Hall  
Buffalo, NY 14260-1050

Francisco Vasquez  
Child and Family Services  
330 Delaware Ave  
Buffalo, NY 14202  
(5-0)

LYNNE M. DIXON  
CHAIR

Item 22 – MR. HARDWICK presented the following report and moved for immediate consideration and approval. MR. MORTON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 39

March 2, 2017	COMMUNITY ENRICHMENT COMMITTEE REPORT NO. 3
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ALL MEMBERS PRESENT.

1. COMM. 4E-4 (2017)  
**COUNTY EXECUTIVE**

RESOLVED, the Erie County Legislature hereby confirms the appointment, on the recommendation of the County Executive, of the following individuals to serve on the Buffalo and Erie County Public Library Board of Directors for the term stated:

Ms. Kathleen Berens-Bucki  
104 Sunburst Circle  
East Amherst, NY 14051  
Term Expires: December 31, 2021

Ms. Kathleen Burd  
292 Knowlton Avenue  
Kenmore, NY 14217  
Term Expires: December 31, 2021

Ms. Sharon Kelly, Esq.  
2905 Four Rod Road  
East Aurora, NY 14052  
Term Expires: December 31, 2020

Mr. Theodore Johnson  
1700 Elmwood Ave  
Buffalo, NY 14207  
Term Expires: December 31, 2020

(5-0)

KEVIN R. HARDWICK  
CHAIR

Item 23 – MR. HARDWICK presented the following report and moved for immediate consideration and approval. MR. MORTON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 40

March 2, 2017	GOVERNMENT AFFAIRS COMMITTEE REPORT NO. 2
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ALL MEMBERS PRESENT.

1. RESOLVED, the following items are hereby received and filed:
  - a. COMM. 25M-4 (2016)  
**LIMOUSINE BUS TAXI OPERATORS OF UPSTATE NY:** “Letter Regarding Opposition to State Ride-Sharing Legislation”  
(Chair’s Motion)
  - b. COMM. 2D-8 (2017)  
**DEPARTMENT OF LAW:** “Transmittal of New Claims Against Erie County”  
(Chair’s Motion)
  - c. COMM. 2D-9 (2017)  
**DEPARTMENT OF LAW:** “Transmittal of New Claims Against Erie County”  
(Chair’s Motion)
  - d. COMM. 4D-7 (2017)  
**DEPARTMENT OF LAW:** “Transmittal of New Claims Against Erie County”  
(Chair’s Motion)

KEVIN R. HARDWICK  
CHAIR

Item 24 – MR. LORIGO presented the following report and moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 41

March 2, 2017	FINANCE & MANAGEMENT COMMITTEE REPORT NO. 2
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ALL MEMBERS PRESENT.

1. COMM. 3D-6 (2017)

**COUNTY EXECUTIVE AS AMENDED**

WHEREAS, the Erie County Director of Real Property Tax Services has received applications for corrected tax billings and / or refunds for taxes previously paid in accordance with New York State Real Property Tax Law sections 554 and 556; and

WHEREAS, the Director has investigated the validity of such applications (see attached listing).

NOW, THEREFORE, BE IT

RESOLVED, that petitions numbered 217043 through 217064, inclusive be hereby approved or denied based upon the recommendation of the Director of Real Property Tax Services and be charged back to the applicable towns and/or cities.

FISCAL YEAR	2017	Petition No.	217,043.00
	ASSESSOR	Cancel	\$341.94
S-B-L	118.00-3-3.2 Broadway	142089 ALDEN	
	Acct. No. 112		\$0.00 County
	Acct. No. 132		\$341.94 Town/SpecialDist/School
<u>Charge To :</u>	142089 ALDEN		\$341.94

RPTL 550(2): Failed to remove special district  
New tax bill to be issued

FISCAL YEAR	2017	Petition No.	217,044.00
	ASSESSOR	Refund	\$170.97
S-B-L	108.00-2-27.31 Crittenden Rd	142089 ALDEN	
	Acct. No. 112		\$0.00 County
	Acct. No. 132		\$170.97 Town/SpecialDist/School

Charge To : 142089 ALDEN \$170.97

RPTL 550(2): Failed to remove special district  
Refund to be issued to Chirstopher M. Snyder

FISCAL YEAR 2017 Petition No. 217,045.00

ASSESSOR Refund \$236.41  
S-B-L 27.07-1-14 157 Arcadian Dr 142289 AMHERST

Acct. No. 112 \$98.32 County  
Acct. No. 132 \$138.09 Town/SpecialDist/School  
Charge To : 142289 AMHERST \$138.09

RPTL 550(2): Failed to apply vet exemption  
Refund to be issued to Philip O'Connell

FISCAL YEAR 2016 Petition No. 217,046.00

ASSESSOR Refund \$111.88  
S-B-L 27.07-1-14 157 Arcadian Dr 142289 AMHERST

Acct. No. 112 \$0.00 County  
Acct. No. 132 \$111.88 Town/SpecialDist/School  
Charge To : 142289 AMHERST \$111.88  
Relevy School \$111.88 142203 WILLIAMSVILLE

CENT

RPTL 550(2): Failed to apply vet exemption  
Refund to be issued to Philip O'Connell

FISCAL YEAR 2017 Petition No. 217,047.00

ASSESSOR Cancel \$571.52  
S-B-L 68.08-3-4 72 The Village Gre 142289 AMHERST

Acct. No. 112 \$0.00 County  
Acct. No. 132 \$571.52 Town/SpecialDist/School  
Charge To : 142289 AMHERST \$571.52

RPTL 550(2): Error in calculation of sewer units.  
New tax bill to be issued.

FISCAL YEAR 2017                      Petition No.                      217,048.00

   ASSESSOR                      Cancel                      \$412.00

S-B-L 91.00-2-8                      2860 Genesee St 143089 CHEEKTOWAGA

   Acct. No. 112                      \$0.00      County

   Acct. No. 132                      \$412.00    Town/SpecialDist/School

Charge To :                      143089 CHEEKTOWAGA                      \$412.00

RPTL 550(2): Special district applied in error  
New tax bill to be issued.

FISCAL YEAR 2017                      Petition No.                      217,049.00

   ASSESSOR                      Cancel                      \$506.24

S-B-L 81.03-3-8.1                      319 Aero Dr                      143089 CHEEKTOWAGA

   Acct. No. 112                      \$0.00      County

   Acct. No. 132                      \$506.24    Town/SpecialDist/School

Charge To :                      143089 CHEEKTOWAGA                      \$506.24

RPTL 550(2): Special district applied in error  
New tax bill to be issued

FISCAL YEAR 2017                      Petition No.                      217,050.00

   ASSESSOR                      Cancel                      \$147.91

S-B-L 245.00-1-15.12 Patridge Rd                      143400 COLDEN

   Acct. No. 112                      \$0.00      County

   Acct. No. 132                      \$147.91    Town/SpecialDist/School

Charge To :                      143400 COLDEN                      \$147.91

RPTL 550(2): Applied special district in error  
New tax bill to be issued

FISCAL YEAR 2017                      Petition No.                      217,051.00

   ASSESSOR                      Cancel                      \$77.49

S-B-L 307.00-2-34.11 Sharp St                      143889 CONCORD

	Acct. No. 112	\$55.92	County
	Acct. No. 132	\$21.57	Town/SpecialDist/School
<u>Charge To :</u>	143889 CONCORD		\$21.57

RPTL 550(2): Failed to apply exemption  
New tax bill to be issued.

FISCAL YEAR	2017	Petition No.	217,052.00
	ASSESSOR	Cancel	\$509.29
S-B-L	274.00-1-1.111	Springville Boston	143889 CONCORD

	Acct. No. 112	\$367.48	County
	Acct. No. 132	\$141.81	Town/SpecialDist/School
<u>Charge To :</u>	143889 CONCORD		\$141.81

RPTL 550(2): Failed to apply exemption  
New tax bill to be issued.

FISCAL YEAR	2017	Petition No.	217,053.00
	ASSESSOR	Cancel	\$685.00
S-B-L	207.00-1-1.11	2103 Shadagee Rd	144000 EDEN

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$685.00	Town/SpecialDist/School
	40046 WATER DISTRICT 5 A	\$685.00	
<u>Charge To :</u>	144000 EDEN		\$0.00

RPTL 550(2): Applied special district in error  
New tax bill to be issued.

FISCAL YEAR	2017	Petition No.	217,054.00
	ASSESSOR	Refund	\$209.85
S-B-L	169.12-2-6	3005 Walbridge Dr	144889 HAMBURG

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$209.85	Town/SpecialDist/School
<u>Charge To :</u>	144889 HAMBURG		\$209.85

RPTL 550(2): Incorrect sewer units  
Refund to be issued to Sheila R. Weppner

FISCAL YEAR	2016	Petition No.	217,055.00
	ASSESSOR	Refund	\$190.74
S-B-L	169.12-2-6	3005 Walbridge Dr 144889 HAMBURG	
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$190.74	Town/SpecialDist/School
<u>Charge To :</u>	144889 HAMBURG		\$190.74

RPTL 550(2): Incorrect sewer units  
Refund to be issued to Sheila R. Weppner

FISCAL YEAR	2015	Petition No.	217,056.00
	ASSESSOR	Refund	\$173.05
S-B-L	169.12-2-6	3005 Walbridge Dr 144889 HAMBURG	
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$173.05	Town/SpecialDist/School
<u>Charge To :</u>	144889 HAMBURG		\$173.05

RPTL 550(2): Incorrect sewer units  
Refund to be issued to Shiela R. Weppner

FISCAL YEAR	2017	Petition No.	217,057.00
	ASSESSOR	Cancel	\$2,363.95
S-B-L	142.38-6-6	27 Apple Ave 140900 LACKAWANNA	
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$2,363.95	Town/SpecialDist/School
	9992 ECSD#6 SAN SEWER	\$2,363.95	
<u>Charge To :</u>	140900 LACKAWANNA		\$0.00

RPTL 550(2): Incorrect special district charge  
New tax bill to be issued

FISCAL YEAR 2017                      Petition No.                      217,058.00

   ASSESSOR                      Cancel                      \$254.47

S-B-L 47.48-1-39                      33 Mechanic St 145601 AKRON

   Acct. No. 112                      \$254.47                      County

   Acct. No. 132                      \$0.00                      Town/SpecialDist/School

Charge To :                      145601 AKRON                      \$0.00

RPTL 550(2): Failed to calculate aged exemption properly  
New tax bill to be issued.

FISCAL YEAR 2016                      Petition No.                      217,059.00

   ASSESSOR                      Refund                      \$643.01

S-B-L 47.48-1-39                      33 Mechanic St 145601 AKRON

   Acct. No. 112                      \$0.00                      County

   Acct. No. 132                      \$643.01                      Town/SpecialDist/School

Charge To :                      145601 AKRON                      \$643.01

   Relevy School                      \$643.01                      145601 AKRON CENTRAL

RPTL 550(2): Failed to calculate aged exemption properly  
Refund to be issued to Sharonlee A. Madrak

FISCAL YEAR 2017                      Petition No.                      217,060.00

   ASSESSOR                      Cancel                      \$80.00

S-B-L 124.77-2-19                      76 Aurora Ave 146800 WEST SENECA

   Acct. No. 112                      \$0.00                      County

   Acct. No. 132                      \$80.00                      Town/SpecialDist/School

Charge To :                      146800 WEST SENECA                      \$80.00

RPTL 550(2): Special district applied in error  
New tax bill to be issued.

FISCAL YEAR 2017                      Petition No.                      217,061.00

   ASSESSOR                      Refund                      \$1,143.35

S-B-L 931.13-10-1.111                      6366 Transit Rd 143089 CHEEKTOWAGA

   Acct. No. 112                      \$0.00                      County

Acct. No. 132 \$1,143.35 Town/SpecialDist/School  
Charge To : 143089 CHEEKTOWAGA \$1,143.35

RPTL550(2): Applied special dostricts in error  
Refund to be issued to RMF Holding Inc.

FISCAL YEAR 2016 Petition No. 217,062.00

ASSESSOR Refund \$816.35  
S-B-L 79.20-10-7 45 Cleveland Dr 143089 CHEEKTOWAGA

Acct. No. 112 \$0.00 County  
Acct. No. 132 \$816.35 Town/SpecialDist/School  
Charge To : 143089 CHEEKTOWAGA \$816.35  
Relevy School \$816.35 143003 CHEEK. UNION #3

RPTL550(2): Failed to apply basic STAR exemption  
Refund to be issued to Kai Lewis

FISCAL YEAR 2016 Petition No. 217,063.00

ASSESSOR Refund \$627.00  
S-B-L 91.19-5-5 25 Evergreen Pl 143089 CHEEKTOWAGA

Acct. No. 112 \$0.00 County  
Acct. No. 132 \$627.00 Town/SpecialDist/School  
Charge To : 143089 CHEEKTOWAGA \$627.00  
Relevy School \$627.00 143002 CHEEK. UNION #2

RPTL550(2): Failed to apply enhanced STAR exemption  
Refund to be issued to Beth Lou Young

FISCAL YEAR 2016 Petition No. 217,064.00

ASSESSOR Refund \$91.57  
S-B-L 159.00-1-17.1/57 57 North Shore Dr 144889 HAMBURG

Acct. No. 112 \$0.00 County  
Acct. No. 132 \$91.57 Town/SpecialDist/School  
Charge To : 144889 HAMBURG \$91.57  
Relevy School \$91.57 144804 FRONTIER

CENTRAL

RPTL550(2): Error calculating exemption

Refund to be issued to Sharon M. Cassata

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Director of Real Property Tax Services.

(5-0)

2. COMM. 4E-5 (2017)

**COUNTY EXECUTIVE**

WHEREAS, the County Law Section 408-A specifically authorizes the County Legislature to allow municipalities and special districts to make purchases through the County bidding procedure; and

WHEREAS, Erie Community College has requested that the Director of Purchase be authorized to permit the college to utilize County contracts for making purchases; and

WHEREAS, in most instances the provision of such services by the Erie County Division of Purchase will not create any additional cost or burdens upon said division, but will service to reduce the college's operating costs.

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to the provisions of the Erie County Administrative Code Section 3.06 (c) (9) the following are hereby established as the conditions upon which the Purchasing Director may make purchasing services available to Erie Community College.

1. When in the opinion of the Director of Purchase it will not create any burden or hardship upon the County and the anticipated prices will not be adversely affected thereby, the Director is authorized when deemed appropriate and as may be requested by Erie Community College to provide in any particular County bid specification that the participating municipalities and special districts in Erie County shall have the right to make purchases based upon the bids received by the County.
2. The County Purchasing Director within the limits of time and manpower shall disseminate relevant contract information to Erie Community College.
3. Erie Community College participating in County contracts will issue purchase orders directly to vendors with the specified contract period referencing the County contract involved and be liable for any payments due on such purchase orders.

AND BE IT FURTHER

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive, the Division of Purchase, the Comptroller's Office and the Erie Community College Purchasing Department.

(5-0)

JOSEPH C. LORIGO  
CHAIR

Item 25 – MR. RATH presented the following report and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 42

March 2, 2017	PUBLIC SAFETY COMMITTEE REPORT NO. 4
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ALL MEMBERS PRESENT.

1. COMM. 4E-8 (2017)

**COUNTY EXECUTIVE**

WHEREAS, the NYS Department of Homeland Security and Emergency Services has agreed to provide funding in the amount of \$200,972.00 in federal assistance to continue the implementation of a program to enhance the ability of Erie County to manage emergency and disaster situations; and

WHEREAS, authorization is required from the Erie County Legislature for the County Executive to enter into contact and accept \$200,972.00 in state resources to provide funding to purchase the necessary equipment to enhance the ability of Erie County to manage emergency and disaster situations.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the County Executive to enter into contract with the NYS Department of Homeland Security to receive \$200,972.00 in grant funding for the Department of Emergency Services; and be it further

RESOLVED, that this grant, under the Department of Emergency Services, will meet the goals and objectives; and be it further

RESOLVED, these funds will be utilized to enhance the ability of Erie County to manage emergency and disaster situations; and be it further

RESOLVED, that the authorization is hereby provided to the Division of Budget and Management to establish funding in the Grant Fund 281, as follows:

Erie County Department of Emergency Services  
FY16-17 Public Safety Answering Point (PSAP)  
Operations Grant

Revenue	Increase
Account 414000 Federal Aid	\$200,972.00
Appropriations	Increase
Account 516030 Maintenance Contracts	<u>\$200,972.00</u>

Total Appropriations

\$200,972.00

and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to establish and adjust budgets as required to comply with State approved funding levels; and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive's Office, the Division of Budget and Management, the Department of Personnel, the Department of Emergency Services c/o Melissa Calhoun, the County Comptroller, and the County Attorney.  
(5-0)

EDWARD A. RATH III  
CHAIR

**LEGISLATOR RESOLUTIONS**

Item 26 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MR. MORTON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 43

RE: Support for NYS Action on Widening of  
Route 78 Transit Road  
(INTRO. 5-1)

A RESOLUTION TO BE SUBMITTED  
BY LEGISLATOR MORTON

WHEREAS, Route 78 (Transit Road) is a vital section of road that spans the entire county from Lockport and East Amherst to West Seneca and East Aurora passing through many of our towns and villages on the way; and

WHEREAS, as it runs through Depew, Cheektowaga, and Lancaster the Transit corridor contains an exceptionally narrow segment of road between French Road and Gould Avenue where four deteriorating bridges crossing Transit limit the width of the road; and

WHEREAS, the narrow width of Route 78 at this location and the limited shoulder area makes this section of Transit dangerous for pedestrians, difficult to snow plow, and impossible for first responders to navigate despite being a highly trafficked area; and

WHEREAS, the New York State Department of Transportation is responsible for repair and maintenance of this vital thoroughfare and have estimated the cost to remove the bridges and redesign the road to be between \$50 and \$60 million; and

WHEREAS, the Erie County Industrial Development Agency is currently responsible for one of the unused bridges spanning Transit Road and will be conducting badly needed maintenance on an unused bridge this summer; and

WHEREAS, Erie County is the lone stakeholder yet to weigh in with the Village of Depew, the Town of Lancaster, the Town of Cheektowaga, and the Town Highway Superintendents' Association of Erie County having all passed resolutions urging the Department of Transportation to increase funding to this section of Route 78.

NOW, THEREFORE, BE IT

RESOLVED, that this honorable body hereby urges New York State to take action on the widening of Route 78 in the interest of public safety and in support of the businesses that operate in that area; and, be it further

RESOLVED, that certified copies of this resolution be sent to the New York State Department of Transportation, Hon. Andrew Cuomo's office, the offices of the Western New York Delegation to the New York State Legislature, and any party deemed necessary and proper.

Item 27 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MS. DIXON seconded.

MR. BURKE moved to amend the item. MS. GRANT seconded.

CHAIR MILLS directed that a roll call vote be taken.

AYES: MR. BURKE, MS. GRANT, MR. LOUGHRAN, MS. MILLER-WILLIAMS and MR. SAVAGE. NOES: MS. DIXON, MR. HARDWICK, MR. LORIGO, CHAIR MILLS, MR. MORTON and MR. RATH. (AYES: 5; NOES: 6)

FAILED.

CHAIR MILLS moved the previous question, and directed that a roll call vote be taken.

AYES: MR. LOUGHRAN, MS. DIXON, MR. HARDWICK, MR. LORIGO, CHAIR MILLS, MR. MORTON and MR. RATH. NOES: MR. BURKE, MS. GRANT, MS. MILLER-WILLIAMS and MR. SAVAGE. (AYES: 7; NOES: 4)

CARRIED.

RESOLUTION NO. 44

RE: Repeal of the New York Secure Ammunition and Firearms Enforcement Act of 2013 for Areas Outside of New York City  
(INTRO. 5-2)

A RESOLUTION TO BE SUBMITTED BY LEGISLATORS  
RATH, MILLS, LORIGO, HARDWICK, DIXON & MORTON

WHEREAS, New York State Senate bill S879B, introduced by Senator Ortt, would repeal a portion of the NY Secure Ammunition and Firearms Enforcement (SAFE) Act of 2013; and

WHEREAS, this Legislative Body has long advocated for the right to bear arms as afforded by the Constitution and has opposed the imposition of the SAFE Act as an infringement of that right; and

WHEREAS, the SAFE Act was rushed through the legislative process and passed without following proper procedure; and

WHEREAS, sections of the SAFE Act have benefitted the community, including the strengthening of Kendra's Law and Mark's Laws, and increasing the protection of privacy for lawful permit holders, and those provisions should remain, however, the SAFE Act offers little in the way of solutions for its main goal of deterring gun violence; and

WHEREAS, the burden of complying with much the SAFE Act falls on law abiding gun owners, and provisions like the five-year recertification create unnecessary bureaucracy without improving the safety of New York State residents; and

WHEREAS, Erie County faces a financial impact during each five-year recertification process and forces additional burden on taxpayers; and

WHEREAS, many of those most impacted by the SAFE Act are individuals that reside outside of New York City in areas where hunting and sport shooting are common occurrences; and

WHEREAS, Senator Ortt has introduced a bill that will protect the positive aspects of the SAFE Act while limiting the overly bureaucratic and financially burdensome sections that only serve to limit the Constitutional rights of law abiding residents of New York.

NOW, THEREFORE, BE IT

RESOLVED, that bill S879B proposes limiting the application of the NY SAFE Act to the five counties that comprise New York City including Kings, Queens, Richmond, New York and Bronx; and, be it further

RESOLVED, that this honorable body supports the repeal of the NY SAFE Act here in Western New York as proposed by Senator Robert Ortt; and, be it further

RESOLVED, that certified copies of this resolution be sent to the Western New York delegation to the New York State Legislature, Hon. Andrew M. Cuomo, the Erie County Clerk's Office, and any other party deemed necessary and proper.

Item 28 – MR. LORIGO presented the following resolution and moved for consideration. MR. BURKE seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 45

RE: Opposing the Trump Administration's  
Elimination of Funding and Protection  
for the Great Lakes  
(INTRO. 5-3)

**A RESOLUTION TO BE SUBMITTED  
BY LEGISLATOR BURKE**

WHEREAS, The Great Lakes are the single greatest source of surface freshwater in the world. Every day over 12 million people rely on Lake Erie as a clean, safe, and reliable source of fresh water. Keeping Lake Erie in this condition has historically proven difficult, as lawmakers have not prioritized adequate conservation strategies to ensure this vital resource can continue on for generations to come; and

WHEREAS, the public outcry in the 1970s over the condition of the Great Lakes is part of the environmental movement that led to the Clean Water Act of 1972 as well as the Environmental Protection Agency. Clean water is not a partisan issue, but rather one all residents of Western New York should support. Federal funds from the Environmental Protection Agency are critical to the completed restoration of the Buffalo River, Niagara River, Scajaquada Creek, Outer Harbor and Lake Erie; and

WHEREAS, in addition to the safety and quality of life concerns regarding EPA funding, it will also be a major economic detriment to Western New York's economy if these federal funds are cut. The EPA and environmental project investment in Western New York is in the hundreds of millions of dollars. These funds contribute to supporting eco-tourism in the region as well as drinking water protections, eliminating sewer overflows, and recreational fishing; and

WHEREAS, we must ensure the continued existence of the Great Lakes Restoration Initiative, a key piece of legislation that is administered by the Environmental Protection Agency through the Great Lakes National Program Office. This initiative targets the most eminent threats to the health and vitality of the Great Lakes and will continue to build on past success; and

WHEREAS, we recall what happened to the City of Toledo in 2014 when toxic algae forced the city to shut off water to over 400,000 residents over the course of two days. The City of Toledo's economy took a beating during this ordeal. We cannot allow such events to happen in Western New York; and

WHEREAS, this legislative body voices its concern over the intent of the Trump Administration to eliminate the Clean Water Rule- a rule put in place to ensure incidents like those in Toledo do not occur again. The Clean Water Rule ensures streams and wetlands that feed into the Great Lakes are free from contaminants- stopping potential problems before they ever reach the main source of water for over 12 million people.

NOW, THEREFORE BE IT

RESOLVED, that the Erie County Legislature expresses its opposition to the administration's proposed elimination of the Clean Water Rule as well as the stark reductions in EPA funding that will cut funds for the Great Lakes pollution cleanup efforts by 97%. Erie County is a community that

was founded on its water. Its past, present, and future economic resurgence will be based on its proximity to clean water. The roll back of the efforts to restore the Great Lakes to their former pristine condition will be a great detriment to the people, wildlife, and economy of the County of Erie.

MR. LORIGO moved to amend the item. MR. BURKE seconded.

CARRIED UNANIMOUSLY.

Amendment to Intro. 5-3 (2017):

Amend the title of the resolution to read as follows:

Re: Opposing the Elimination of Funding and Encouraging the Protection of the Great Lakes

Add the following WHEREAS clause after the second WHEREAS clause:

WHEREAS, over the past forty years, regardless of political affiliation, many of our Senators and Representatives have fought for and worked together to secure full funding for EPA programs necessary to protect the health of the Great Lakes and the ecosystem they support; and

Amend the first RESOLVED clause to read as follows:

RESOLVED, that the Erie County Legislature expresses its support for the EPA and opposes drastic funding cuts to such a vital program. This body further opposes the elimination of the Clean Water Rule. Erie County is a community that was founded on its water. Its past, present, and future economic resurgence will be based on its proximity to clean water. The roll back of the efforts to restore the Great Lakes to their former pristine condition will be a great detriment to the people, wildlife, and economy of the County of Erie. We ask that our Western New York Congressional Delegation and Congress continue to work together as they have in the past to fully fund the necessary programs that help protect our Great Lakes; and, be it further

Add the following RESOLVED clause after the first RESOLVED clause:

RESOLVED, that certified copies of this resolution be sent to the Western New York Congressional delegation and any other party deemed necessary and proper.

MR. LORIGO moved to approve the item as amended. MR. BURKE seconded.

CARRIED UNANIMOUSLY.

### **COMMUNICATIONS DISCHARGED FROM COMMITTEE**

Item 29 – MR. LORIGO moved to discharge the FINANCE & MANAGEMENT COMMITTEE of further consideration of COMM. 4E-9. MS. GRANT seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 46

RE: Assembly & Senate Bill Request for  
Legislation Authorizing Extension of  
Additional 1.0% & Additional 0.75%

Sales & Compensating Use Tax  
(COMM. 4E-9, 2017)

WHEREAS, Erie County is requesting authorization to continue to impose an additional one percent and additional three quarters percent sales and compensating use tax pursuant to New York State Tax Law 1210 (i)(4); and

WHEREAS, the revenue anticipated from this additional tax will allow the County of Erie to continue to provide services deemed vital to the community, while maintaining a balanced budget; and

WHEREAS, Erie County derives all of its tax imposing authority directly from State law; and

WHEREAS, the Erie County Department of Law has prepared the necessary State authorizing legislation to effectuate the continued imposition of sales and compensation use tax; and

WHEREAS, Erie County's authority to impose its additional 1.0% and additional 0.75 % sales tax rate will expire at midnight on November 30, 2017 absent enactment of new State authorizing legislation.

NOW, THEREFORE BE IT

RESOLVED, that the Erie County Legislature hereby memorializes to the NYS Assembly and Senate, particularly those lawmakers who serve as Western New York's delegation in Albany, that immediate introduction of new State authorizing legislation is needed so that Erie County can continue to impose its additional 1.0% and its additional 0.75% sales tax rate for the period beginning December 1, 2017 and ending November 30, 2019; and be it further

RESOLVED, that, as the proposed Bill indicates, if the county of Erie imposes the additional one percent rate of sales and compensating use taxes authorized by item (i) of clause (4) of subparagraph (i) of the opening paragraph of section twelve hundred ten of New York State Tax Law (NYSTL) during the period beginning January first, two thousand seven, or thereafter, the county shall allocate each calendar year the first twelve million five hundred thousand dollars of the net collections from such one percent rate to the cities of such county and the area in such county outside its cities to be applied or distributed in the same manner and proportion as the net collections for such cities and area are applied or distributed under the revenue distribution agreement entered into pursuant to the authority of subdivision (c) of section twelve hundred sixty-two of NYSTL in effect on January first, two thousand six, and subject to all provisions of such agreement governing the net collections for such cities and area and shall retain the remainder of such net collections for any county purpose; and be it further

RESOLVED, that certified copies of this resolution be transmitted to Assemblyman Robin Schimminger and Senator Michael Ranzenhofer, together with the Erie County Division of Budget and Management, the County Attorney, and the County Comptroller.

MR. LORIGO moved to approve the item. MS. GRANT seconded.

CHAIR MILLS directed that a roll call vote be taken.

AYES: MR. BURKE, MS. GRANT, MR. LOUGHRAN, MS. MILLER-WILLIAMS, MR. SAVAGE, MS. DIXON, MR. HARDWICK, MR. LORIGO, CHAIR MILLS, MR. MORTON and MR. RATH. NOES: None. (AYES: 11; NOES: 0)

CARRIED UNANIMOUSLY.

**SUSPENSION OF THE RULES**

Item 30 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

INTRO. 5-4 from CHAIR MILLS & LEGISLATOR MORTON. Re: Agricultural District Eight-Year Review & Consolidation: Sardinia - District No. 6, Holland - District No. 11, and Concord - District No. 15

RESOLUTION NO. 47

A RESOLUTION TO BE SUBMITTED BY  
CHAIR MILLS & LEGISLATOR MORTON

WHEREAS, the Erie County Legislature has received notification for the eight year review requirements of the Sardinia Agricultural District No. 6, which was created on December 19, 1974 pursuant to New York State Agriculture and Markets Law (“Agriculture and Markets Law”) Section 303; and

WHEREAS, the Erie County Legislature has received notification for the eight year review requirements of the Holland Agricultural District No. 11, which was created on August 9, 1976 pursuant to New York State Agriculture and Markets Law (“Agriculture and Markets Law”) Section 303; and

WHEREAS, the Erie County Legislature has received notification for the eight year review requirements of the Concord Agricultural District No. 15, which was created on December 21, 1981 pursuant to New York State Agriculture and Markets Law (“Agriculture and Markets Law”) Section 303; and

WHEREAS, the Sardinia Agricultural District No. 6, the Holland Agricultural District No. 11, and the Concord Agricultural District No. 15 have been recertified every eight years thereafter pursuant to Agriculture and Markets Law Section 303-a(1);

NOW, THEREFORE, BE IT

RESOLVED, that the Clerk of the Legislature, in cooperation with the Erie County Department of Environment and Planning, be directed to hold a Public Hearing on Thursday, March

23<sup>rd</sup> 2017 at 6:00 PM at the Hulbert Library of the Town of Concord, 18 Chapel St., Springville NY 14141 concerning the eight-year review and consolidation of the Sardinia Agricultural District No. 6, the Holland Agricultural District No. 11, and the Concord Agricultural District No. 15; and be it further

RESOLVED, that the Clerk of the Legislature, in cooperation with the Erie County Department of Environment and Planning, is hereby directed to publish a Notice of Public Hearing in the newspaper having general circulation within the Sardinia Agricultural District, the Holland Agricultural District, and the Concord Agricultural District, to so notify the municipality and any property owners affected by any proposed modifications to the Sardinia Agricultural District, the Holland Agricultural District, and the Concord Agricultural District; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, the Commissioner of the Department of Environment & Planning, the Concord Town Supervisor, Holland Town Supervisor, the Sardinia Town Supervisor, and any other party deemed necessary and proper.

MR. LORIGO moved to approve the item. MR. BURKE seconded.

CARRIED UNANIMOUSLY.

Item 31 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 5E-7 from the COUNTY EXECUTIVE. Re: EC Sewer District Nos. 1, 4 & 5 - Engineer Term Contract Agreement - Work Order GPI-1

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 32 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 5E-8 from the COUNTY EXECUTIVE. Re: EC Sewer District Nos. 1, 4 & 5 - Engineer Term Contract Agreement - Work Order WSA-1

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 33 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 5E-9 from the COUNTY EXECUTIVE. Re: EC Sewer District Nos. 2, 3 & 8 - Engineer Term Contract Agreement - Work Order N&C-1

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 34 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 5E-10 from the COUNTY EXECUTIVE. Re: EC Sewer District Nos. 2, 3 & 8 - Engineer Term Contract Agreement - Work Order DI-1

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 35 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 5E-11 from the COUNTY EXECUTIVE. Re: EC Sewer District No. 3 - Engineer Term Contract Agreement - Work Order AECOM-1

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 36 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 5E-12 from the COUNTY EXECUTIVE. Re: EC Sewer District No. 3 - Engineer Term Contract Agreement - Work Order GHD-2

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 37 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 5E-13 from the COUNTY EXECUTIVE. Re: EC Sewer District No. 6 - Engineer Term Contract Agreement - Work Order EA-1

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 38 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 5E-14 from the COUNTY EXECUTIVE. Re: Barco Lot Transfer - Conveyance of Land from Buffalo Bills, LLC

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 39 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 5E-15 from the COUNTY EXECUTIVE. Re: PILOT Agreement for School 77 Project, City of Buffalo - Affordable Housing Development

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 40 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 5E-16 from the COUNTY EXECUTIVE. Re: Buffalo & EC Botanical Gardens - Acceptance of SHPO Grant Funds

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 41 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 5E-17 from the COUNTY EXECUTIVE. Re: Appointment to the EC Board of Ethics

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

Item 42 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 5E-18 from the COUNTY EXECUTIVE. Re: Declaration of Need

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 43 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 5E-19 from the SHERIFF. Re: Technical Change to Comm. 18E-1 (2016): 2016-2018 Human Trafficking Grant

Received and referred to the PUBLIC SAFETY COMMITTEE.

Item 44 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 5E-20 from the COUNTY EXECUTIVE. Re: EPA Environmental Compliance Services - Phase 6 - A/E Fees

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 45 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 5E-21 from the COUNTY EXECUTIVE. Re: EC Correctional Facility - 2015 Parking Lot & Access Road Reconstruction - Phase 1 - Construction Contingency Increase

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 46 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 5E-22 from the COUNTY EXECUTIVE. Re: EC Rath Building - EECBG Grant - Mechanical & Electrical Renovations - Construction Contingency Increase

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 47 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 5E-23 from the COUNTY EXECUTIVE. Re: Resolution Amendment - Comm. 13E-18 (2016): Department of Parks - Derby Parkland Acquisition - Increase in Funding for Unanticipated Additional Closing Costs

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 48 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 5M-4 from the PRESIDENT, AFSCME LOCAL 1095. Re: Letter to Chair Mills Regarding Fact Finder's Report

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 49 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

INTRO. 5-5 from LEGISLATORS MILLS, LORIGO, RATH & MORTON. Re: Calling on the ECFSA Board Members to Appear Before the F&M Committee to Discuss the New Plan for ECFSA/ECMCC Borrowing

RESOLUTION NO. 48

A RESOLUTION TO BE SUBMITTED BY  
LEGISLATORS MILLS, LORIGO, RATH & MORTON

WHEREAS, over the past several months Erie County Medical Center Corporation (ECMCC) has been working with Erie County to secure funding for capital improvements and construction of a new emergency room; and

WHEREAS, this body has previously taken action on two proposed bonding resolutions that would have had county taxpayers loan ECMCC the necessary funding for the capital improvements and construction of the new emergency room; and

WHEREAS, in return, ECMCC would have paid Erie County “points” based upon the amount of borrowed money, which the County would direct into the County’s general fund; and

WHEREAS, the previously proposed deal would have utilized a one-shot revenue, created through a recurring expense, and used it to pay for other recurring expenses; and,

WHEREAS, the previous proposals were rejected by the Legislature, and the administration has pursued an alternative borrowing plan through the Erie County Fiscal Stability Authority (ECFSA); and

WHEREAS, the administration has submitted Comm. 5E-18 (2017), which is a formal Declaration of Need authorizing the borrowing to be conducted directly by the ECFSA; and

WHEREAS, ECMCC officials have stated in media reports that this new proposal was brought to them by the ECFSA, yet the ECFSA has refused to speak publicly to Legislators on its own proposal; and

WHEREAS, this honorable body prides itself on providing the highest level of transparency in local government, and plans to hold a discussion regarding the borrowing for ECMCC at the next regularly scheduled meeting of the Finance and Management Committee.

NOW, THEREFORE, BE IT

RESOLVED, that this honorable body hereby requests the presence of the ECFSA Board of Directors at the next scheduled Finance & Management Committee meeting to be held on Thursday, March 16, 2017; and, be it further

RESOLVED, that this request does not waive any authority of the Chairman of the Legislature to compel the attendance of the ECFSA membership; and, be it further

RESOLVED, that certified copies of this resolution be sent to the ECFSA Board of Trustees, Erie County Executive Marc C. Poloncarz, Erie County Comptroller Stephan I. Mychajliw, and any other party deemed necessary and proper.

MR. LORIGO moved to approve the item. MR. RATH seconded.

CHAIR MILLS directed that a roll call vote be taken.

AYES: MR. BURKE, MS. GRANT, MR. LOUGHRAN, MS. MILLER-WILLIAMS, MR. SAVAGE, MS. DIXON, MR. HARDWICK, MR. LORIGO, CHAIR MILLS, MR. MORTON and MR. RATH. NOES: None. (AYES: 11; NOES: 0)

CARRIED UNANIMOUSLY.

Item 50 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 5E-24 from the COMPTROLLER. Re: 2017 Consolidated Bond Resolution

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 51 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 5E-25 from the COUNTY EXECUTIVE. Re: Department of Health – PNAP Grant Personnel Adjustments

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

Item 52 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 5D-8 from the MINORITY COUNSEL, LEGISLATURE. Re: Letter to Legislature Regarding Legalities of LL Intro. 3-2 (2017)

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

**COMMUNICATIONS FROM ELECTED OFFICIALS**

**FROM THE DISTRICT ATTORNEY**

Item 53 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 49

RE: Training Services  
(COMM. 5E-1)

WHEREAS, the District Attorney's Office has funds available through a grant from the New York State Office of Children and Family Services' Federal Family Violence Prevention Services Award (FFVPSA); and

WHEREAS, through a recent grant amendment a portion of the award has been specifically allocated for the purpose of providing trauma-informed care training to its staff; and

WHEREAS, the current grant contract expires 3/31/17 and therefore a portion of the training must be provided before April 1, 2017; and

WHEREAS, the District Attorney's Office has identified trainers to provide the specialized training and the training curriculum has been pre-approved by the grantor.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to engage the services of Denise J. Krause, MSSW, and Susan A. Green, LCSW, to provide 20 hours of trauma-informed care training to staff of the District Attorney's Office in an amount not to exceed a total of \$4,000; and be it further

RESOLVED, that due to grant timing constraints this training for specialized services must be provided immediately and therefore, the Request for Proposal (RFP) procedure required under Section 19.08 of the Erie County Administrative Code is hereby waived; and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to establish and adjust budgets as required to comply with State-approved funding levels; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County Executive, Erie County District Attorney, Erie County Division of Purchase, and the Director of Budget and Management.

FROM CHAIR MILLS

Item 54 – (COMM. 5E-2) Letter to Clerk of the Legislature Calling a Public Hearing Regarding LL Intro. 3-1 (2017)

Received, filed and printed.

February 23, 2017  
Karen M. McCarthy, Clerk  
Erie County Legislature  
92 Franklin Street, 4<sup>th</sup> Floor  
Buffalo, New York 14202

Dear Ms. McCarthy:

Please be advised that I want to call a Public Hearing to hear comment on Local Law Intro. 3-1 (2017) A Local Law amending Local Law No. 1-1959, constituting the Erie County Charter, as amended, in relation to adjustment of specifications in the commissioner role for the Department of Public Works

The Erie County Legislature is to hold a PUBLIC HEARING to consider the abovementioned at 6:00 p.m. on Thursday, March 2, 2017 in the Erie County Legislature Chambers, located on the 4th floor of Old County Hall, 92 Franklin Street in the City of Buffalo.

Thank You for your attention to this matter.

Sincerely,  
JOHN J. MILLS  
John J. Mills, Chair  
Erie County Legislature

Item 55 – (COMM. 5E-3) Letter to Clerk of the Legislature Calling a Public Hearing Regarding LL Intro. 3-1 (2017)

Received, filed and printed.

February 28, 2017  
Karen M. McCarthy, Clerk  
Erie County Legislature  
92 Franklin Street, 4<sup>th</sup> Floor  
Buffalo, New York 14202

Dear Ms. McCarthy:

Please be advised I am cancelling the Public Hearing scheduled for Thursday, March 2, 2017 on Local Law Intro. 3-1 (2017) A Local Law amending Local Law No. 1-1959, constituting the Erie County Charter, as amended, in relation to adjustment of job qualifications for the Erie County Commissioner of Public Works.

I now am now calling a Public Hearing to hear comment on Local Law Intro. 3-2 (2017) A Local Law amending Local Law No. 1-1959, constituting the Erie County Charter, as amended, in relation to adjustment of job qualifications for the Erie County Commissioner of Public Works.

The Erie County Legislature is to hold a PUBLIC HEARING to consider the abovementioned at 6:00 p.m. on Monday, March 6, 2017 in the Erie County Legislature Chambers, located on the 4<sup>th</sup> floor of Old County Hall, 92 Franklin Street in the City of Buffalo.

Thank You for your attention to this matter.

Sincerely,  
JOHN J. MILLS  
John J. Mills, Chair  
Erie County Legislature

**FROM LEGISLATORS MILLS, LORIGO & THE COMPTROLLER**

Item 56 – (COMM. 5E-4) Letter to ECFSA Regarding ECMCC Bonding Resolutions  
Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

**FROM THE COMPTROLLER**

Item 57 – (COMM. 5E-5) Risk Retention Report for Dec. 2016 & Jan. 2017  
Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

**FROM THE SHERIFF**

Item 58 – (COMM. 5E-6) Accept NYSDHSES FY2016 Tactical Team Grant Program  
Received and referred to the PUBLIC SAFETY COMMITTEE.

**COMMUNICATIONS FROM THE DEPARTMENTS**

**FROM THE CLERK OF THE LEGISLATURE**

Item 59 – (COMM. 5D-1) Notice of Public Hearing Regarding LL Intro. 3-1 (2017)

Item 60 – (COMM. 5D-2) Notice of Public Hearing Regarding LL Intro. 3-2 (2017) & Cancellation of Public Hearing Regarding LL Intro. 3-1 (2016)

Item 61 – (COMM. 5D-3) NYS DEC Documents Received

The above three items were received and filed.

FROM THE COMPTROLLER'S OFFICE

Item 62 – (COMM. 5D-4) Notice of Audit of Real Property Tax Services for the Period Oct. 2015 In-Rem Sale to Two In-Rem Sales Spring & Fall (Oct.) 2016

Received and filed.

FROM THE DEPARTMENT OF PUBLIC WORKS

Item 63 – (COMM. 5D-5) EC Sewer District No. 3 - Engineer Term Agreement - Work Order URS-8 - Update of Funding Source

Item 64 – (COMM. 5D-6) Maple St, Towns of East Aurora & Elma Public Meeting Minutes

The above two items were received and filed.

FROM THE MAJORITY COUNSEL, LEGISLATURE

Item 65 – (COMM. 5D-7) Letter to Legislator Lorigo Regarding Legalities of LL Intro. 3-1 & LL Intro. 3-2 (2017)

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

**COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES**

FROM THE NFTA

Item 66 – (COMM. 5M-1) Five Year Capital Plan for FY Ending Mar. 31, 2018-22

Item 67 – (COMM. 5M-2) Jan. 26, 2017 Board Minutes

The above two items were received and filed.

FROM THE EXECUTIVE DIRECTOR, EC FISCAL STABILITY AUTHORITY

Item 68 – (COMM. 5M-3) Letter Regarding Declaration of Need

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

**ANNOUNCEMENTS**

Item 69 – CHAIR MILLS announced the committee schedule for March 16, 2017 has been distributed.

Item 70 – CHAIR MILLS announced a public hearing regarding the proposed extension of Erie County Sewer District No. 8 in Erie County is scheduled for March 16, 2017 at 6:00 p.m. in the Legislature Chambers.

Item 71 – CHAIR MILLS announced the next regularly scheduled legislative session is March 23, 2017.

**MEMORIAL RESOLUTIONS**

Item 72 – Legislator Burke requested that when the Legislature adjourns, it do so in memory of Marian F. Wilson.

Item 73 – Legislator Dixon requested that when the Legislature adjourns, it do so in memory of Andrea R. McFall and Ramon “Mony” Mendez.

Item 74 – Legislator Grant requested that when the Legislature adjourns, it do so in memory of Frank Garland III and Frank Garland Jr.

Item 75 – Legislator Hardwick requested that when the Legislature adjourns, it do so in memory of John W. Sturm.

Item 76 – Legislator Morton requested that when the Legislature adjourns, it do so in memory of Charles Butkowski.

Item 77 – Legislator Rath requested that when the Legislature adjourns, it do so in memory of Jo Anna Jackson.

Item 78 – Legislator Savage requested that when the Legislature adjourns, it do so in memory of John L. Sinatra Sr.

**ADJOURNMENT**

Item 79 - At this time, there being no further business to transact, CHAIR MILLS announced that the Chair would entertain a Motion to Adjourn.

MR. LORIGO moved that the Legislature adjourn until Thursday, March 23, 2017 at 2:00 p.m. Eastern Standard Time. MR. RATH seconded.

CARRIED UNANIMOUSLY.

CHAIR MILLS declared the Legislature adjourned until Thursday, March 23, 2017 at 2:00 p.m. Eastern Standard Time.

**KAREN M. McCARTHY**  
**CLERK OF THE LEGISLATURE**